

### REMARKS

This application has been carefully reviewed in light of the Office Action dated May 30, 2008. Claims 38 to 47 are pending in the application, of which Claims 38 and 43 are independent. Reconsideration and further examination are respectfully requested.

Claims 38 to 47 were rejected under 35 U.S.C. § 103(a) over U.S. Publication No. 2006/0190966 (McCissock) in view of U.S. Publication No. 2007/0157273 (McIntyre). Reconsideration and withdrawal of the rejections are respectfully requested.

The present invention concerns a video server providing requested video data to a display terminal based on a request issued from a control terminal. In the invention, the video server communicates with the control terminal via a first transmission path (e.g., a narrow-band communication line) and communicates with a display terminal via a second communication path (e.g., a broad-band communication line). The server receives a video request from a control terminal, where the request includes video designation data designating video data, display terminal designation data designating a display terminal on which the video data is to be displayed, and first identification data identifying the control terminal that transmitted the request. The video server then transmits first confirmation data to the display terminal designated by the display terminal designation data and causes the display terminal to display the confirmation data. When a user confirms the confirmation data displayed on the display terminal, the server receives confirmation data back that includes second confirmation data and second identification data of the control terminal that transmitted the confirmation data back to the server. The

video server then compares the first identification data and the second identification data to one another, and also compares the first confirmation data transmitted to the display terminal with the second confirmation data received back from the control terminal. If both comparisons result in a match, then the requested video data designated by the video designation data is transmitted to the display terminal designated by the display terminal designation data.

Referring specifically to the claims, Claim 38 is directed to A video server which is connected to a plurality of control terminals via a first transmission path, and which is connected to a plurality of display terminals via a second transmission path, the server comprising a first reception unit configured to receive a video request from one of the plurality of control terminals via the first transmission path, wherein the video request comprises video designation data designating video data, display terminal designation data designating a display terminal on which the video data is to be displayed, and first identification data identifying a first control terminal that transmitted the video request, a confirmation data transmission unit configured to transmit via the second transmission path first confirmation data to the display terminal designated by the display terminal designation data, and to cause the display terminal to display the first confirmation data, a confirmation data reception unit configured to receive confirmation data from a control terminal, wherein the confirmation data includes second confirmation data that is input in the control terminal by a user who confirms the first confirmation data displayed on the display terminal, and to receive second identification data of the control terminal that transmitted the confirmation data, a comparison unit configured to compare the first identification data received by the first reception unit with the second identification data

received by said confirmation data reception unit, and to compare the first confirmation data transmitted by said confirmation data transmission unit with the second confirmation data received by said confirmation data reception unit, and a video data transmission unit configured to transmit via the second transmission path the video data designated by the video designation data to the display terminal designated by the display terminal designation data, to display the video data, if the comparisons by said comparison unit result in a match.

Claim 43 is a method claim that substantially corresponds to Claim 38.

The applied art, alone or in any permissible combination, is not seen to disclose or to suggest at least the features of a video server i) transmitting via a second transmission path first confirmation data to a display terminal designated by display terminal designation data, and causing the display terminal to display the first confirmation data, ii) receiving confirmation data from a control terminal, wherein the confirmation data includes second confirmation data that is input in the control terminal by a user who confirms the first confirmation data displayed on the display terminal, and receiving second identification data of the control terminal that transmitted the confirmation data, iii) comparing first identification data received from a control terminal that transmitted a video request with the received second identification data, and comparing the transmitted first confirmation data with the received second confirmation data, and iv) transmitting via the second transmission path video data designated by received video designation data to the display terminal designated by the display terminal designation data, to display the video data, if the comparisons result in a match.

McCissock is seen to disclose the distribution of messages in an interactive television program guide. The television message system permits users to compose and send a message to a television program entity such as the program producers or a program cast member. In addition, users can send messages through the television message system to other users, such as other users of an interactive program guide, Internet users, PC users, etc., who are connected to the user's television distribution facility through a communications network. The messages can be composed by the user, or the messages can be standard messages such as a reminder message to watch a particular program.

McCissock is not, however, seen to teach anything relating the features of the invention of a video server i) transmitting via a second transmission path first confirmation data to a display terminal designated by display terminal designation data, and causing the display terminal to display the first confirmation data, ii) receiving confirmation data from a control terminal, wherein the confirmation data includes second confirmation data that is input in the control terminal by a user who confirms the first confirmation data displayed on the display terminal, and receiving second identification data of the control terminal that transmitted the confirmation data, iii) comparing first identification data received from a control terminal that transmitted a video request with the received second identification data, and comparing the transmitted first confirmation data with the received second confirmation data, and iv) transmitting via the second transmission path video data designated by received video designation data to the display terminal designated by the display terminal designation data, to display the video data, if the comparisons result in a match.

McIntyre is not seen to teach anything to make up for the deficiencies of McCissock. In this regard, McIntyre is seen to disclose a system for obtaining photographic products and/or sharing of images using a set-top box to communicate with image service providers. However, McIntyre is not seen to teach the confirmation and comparing features of the invention, and in particular, the proposed combination of McCissock and McIntyre is not seen to disclose or to suggest the features of a video server

- i) transmitting via a second transmission path first confirmation data to a display terminal designated by display terminal designation data, and causing the display terminal to display the first confirmation data, ii) receiving confirmation data from a control terminal, wherein the confirmation data includes second confirmation data that is input in the control terminal by a user who confirms the first confirmation data displayed on the display terminal, and receiving second identification data of the control terminal that transmitted the confirmation data, iii) comparing first identification data received from a control terminal that transmitted a video request with the received second identification data, and comparing the transmitted first confirmation data with the received second confirmation data, and iv) transmitting via the second transmission path video data designated by received video designation data to the display terminal designated by the display terminal designation data, to display the video data, if the comparisons result in a match.

In view of the foregoing amendments and remarks, independent Claims 38 and 43, as well as the claims dependent therefrom, are believed to be allowable.

No other matters having been raised, the entire application is believed to be in condition for allowance and such action is respectfully requested at the Examiner's earliest convenience.

Applicant's undersigned attorney may be reached in our Costa Mesa, California office at (714) 540-8700. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,

/Edward Kmett/

---

Edward A. Kmett  
Attorney for Applicant  
Registration No. 42,746

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-2200  
Facsimile: (212) 218-2200

FCHS\_WS 2417176v1